

BOARD NOTICE 37 OF 2010**CONSTRUCTION INDUSTRY DEVELOPMENT BOARD****THE CONSTRUCTION INDUSTRY DEVELOPMENT BOARD ACT, 38 OF 2000**

The Construction Industry Development Board has in terms of Regulation 29 of the Construction Industry Development Regulations, 2004, (as amended), Regulations No 692 of 9 June 2004 (as amended) conducted hearings against the following contractors and is publishing the findings and sanctions imposed by the Investigations Committee:



Ronnie Khoza

Chief Executive Officer: Construction Industry Development Board

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
JVZ Construction CC	134002	2006/085380/23	<p>JVZ Construction CC over-invoiced the Municipality in contravention of the contract Price Adjustment Schedule of the General Conditions of Contract (GCC) 2004; by submitting an order to Van Zyl Family Trust with the unit price being R1 180.45 per meter for the DI 350mm K8 pipe, amounting to R2 375,856.30 VAT included. Van Zyl Family trust issued an invoice to JVZ Construction CC dated 29 October 2008 with the same unit price and amount.</p> <p>JVZ Construction CC negligently provided erroneous documentation to Element Consulting Engineers (on behalf of the Municipality) by producing a copy of the original supplier invoice, indicating the price actually paid for material as stated in the Contract Price Adjustment Schedule of the GCC of 2004, JVZ Construction CC submitted a copy of a supplier (Rear Water's) invoice number 33899, reflecting the unit price for the DI 350mm K8 pipe to be R1 094,48, which invoice contained false information, as the authentic Rear Water invoice number 33899 indicates that the unit price was R742,79 for the same pipe.</p>
Sanction imposed by CIDB Board			
<p>Effective Date: 6 January 2010</p> <p>The Board orders:</p> <ol style="list-style-type: none"> 1. JVZ Construction CC to pay a once off fine of R30 000.00 on or before 31 March 2010. 2. Payment of the fine imposed in 2 above not be a pre-condition for any renewal application, however any application for upgrade not be considered until the fine imposed is paid in full. 			

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
Rirothe Construction CC	165791	2001/046334/23	<p>Submitted financial statements to the CIDB, which statements contained false information and/or were forged and/or were not compliant with the CIDB Regulation 2 (A) and/or accounting/auditing standards.</p> <p>Submitted a forged SARS Tax Clearance Certificate with the validity period indicated as 23 November 2008 to 23 November 2009 to the CIDB.</p> <p>Submitted a forged SARS TCC with the validity period indicated as 25 July 2007 to 24 July 2008 to the CIDB</p> <p>Submitted a forged SARS TCC with the validity period indicated as 25 March 2008 to 25 March 2009 to the CIDB</p> <p>Submitted a forged track record to the CIDB i.e. Rirothe's appointment and/or completion certificate by the Limpopo Provincial Government, Department of Local Government and Housing for the implementation of 400 units (rural housing) in Vhembe</p>
Sanction imposed by CIDB Board			
<p>Effective Date: 6 January 2010</p> <p>The Board orders:</p> <ol style="list-style-type: none"> 1 Rirothe CC be barred from tendering under the auspice of the CIDB for a period until after the entity has re-applied for the renewal of its grading designation, re-assessed and properly registered in the CIDB register of contractors. 2 Rirothe CC to pay a once off fine of R100 000.00 within 7 days from the date of the panel's findings and ruling. 3 Payment of the fine imposed in 2 above not be a pre-condition for any renewal application to the CIDB, however any application for upgrade should not be considered by the CIDB until the fine imposed is paid in full. 			

Contractor Name and location	CRS Number	Company/Corporation Registration Number	Nature of complaint
Fanang Diatla Business Enterprise & Construction CC	100207	2003/002909/23	Submitted financial statements to the CIDB, which statements were not compliant with the CIDB Regulation2 (A) and/or 7(4) (b) and/or accounting/auditing standards.
Sanction imposed by CIDB Board			
Effective Date: 6 January 2010			
The Board orders:			
<ol style="list-style-type: none"> 1 Fanang Diatla CC be barred from tendering under the auspice of the CIDB for a period until after the entity has re-applied for the renewal of its grading designation, re-assessed and registered in the CIDB register of contractors. 2 Fanang Diatla CC to pay a fine of R50 000.00 over a period of 5 months, and the final installment to be paid on or before the 31 June 2010. 3. Payment of the fine imposed in 2 above not be a pre-condition for any renewal application to the CIDB, however any application for upgrade should not be considered by the CIDB until the fine imposed is paid in full. 			

Notice of publication in terms of Construction Industry Development Board Regulation 29(21) of the findings and sanctions imposed by the Investigations Committee at regulatory hearings held in Pretoria.